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FILED
DISTRICT COURT OF GUAM

MAR 16 2006

MARY L.M. MORAN
CLERK OF COURT

Attorneys for the People of Guam (Government of Guam)

IN THE DISTRICT COURT OF GUAM
HAGÁTÑA, GUAM

JULIE BABAUTA SANTOS, individually)
and on behalf of all those similarly)
situated,)

Petitioner,)

vs.)

FELIX P. CAMACHO, Governor of Guam;)
ART ILAGAN, Director of Department of)
Revenue and Taxation; LOURDES M.)
PEREZ, Director of Department of)
Administration; DOUGLAS B. MOYLAN,)
Attorney General of Guam; and)
GOVERNMENT OF GUAM,)

Respondents.)

Civil Case No. 04-00006

SUPPLEMENTAL AUTHORITY
SUPPORTING MARCH 14, 2006
MOTION FOR RECONSIDERATION

Respondent Attorney General is unaware of any order by this Honorable Court on the undersigned's Motion for Reconsideration. Respondent respectfully cites 48 U.S.C. § 1424-4 (Addendum Q) for the proposition that the Attorney General of Guam is the proper official charged to enforce in District Court income tax matters, and

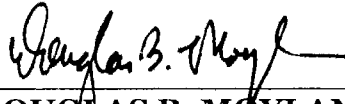
Page 1

Supplemental Authority Supporting March 14, 2006 Motion for Reconsideration
District Court of Guam Case Number 04-00006

1 making litigation settlement decisions. The law was passed after 48 U.S.C. §
2 1421(d)(2).

3 Respectfully submitted this 15th day of March, 2006.

4 **OFFICE OF THE ATTORNEY GENERAL**
5 **Douglas B. Moylan, Attorney General of Guam**

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7 **DOUGLAS B. MOYLAN**
8 Attorney General of Guam, Elected
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CERTIFICATE OF SERVICE

This is to certify that I have this day caused to be served counsel for the opposing party(ies) with a copy of the foregoing by hand delivery, or by first class properly addressed, to:

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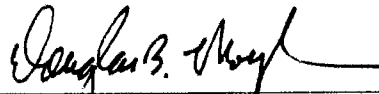
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Respectfully submitted this 15th day of March, 2006.

OFFICE OF THE ATTORNEY GENERAL
Douglas B. Moylan, Attorney General of Guam



DOUGLAS B. MOYLAN
Attorney General of Guam, Elected

Addendum

Q

Citation/Title

GU Organic Act Sec. 1424-4, 1424-4. Applicability of Laws & Rules.

***77 REVISED ORGANIC ACT OF 1950, § 1424-4**

Guam Code Annotated
THE ORGANIC ACT OF GUAM AND RELATED FEDERAL LAWS AFFECTING
THE GOVERNMENTAL STRUCTURE OF GUAM
THE ORGANIC ACT OF GUAM
SUBCHAPTER 4. THE JUDICIARY

Current through P.L. 27-161 (2004)

§ 1424-4. Applicability of Laws & Rules.

Where appropriate, the provisions of Part II of title 18 and title 28, and notwithstanding the provision in rule 54(a) Federal Rules of Criminal Procedure relating to the prosecution of criminal offenses on Guam by information, the rules of practice and procedure heretofore or hereafter promulgated and made effective by the Congress or the Supreme Court of the United States pursuant to titles 11, 18 and 28, shall apply to the District Court of Guam and appeals therefrom except that the terms "Attorney for the government" and "United States attorney", as used in the Federal Rules of Criminal Procedure, shall, when applicable to cases arising under the laws of Guam, including the Guam Territorial income tax, mean the Attorney General of Guam or such other person or persons as may be authorized by the laws of Guam to act therein.

SOURCE: Portion added by § 1 of the Act of Aug. 27, 1954 (68 Stat. 882). Reenacted by § 801 of the Act of Oct. 5, 1984, Pub.L. 98-454. Clause relating to trial by jury being subject to laws of Guam repealed by § 803 of Act of October 5, 1984, Pub.L. 98-454. Codified as 48 U.S.C.A. § 1424-4.

<General Materials (GM) - References, Annotations, or Tables>